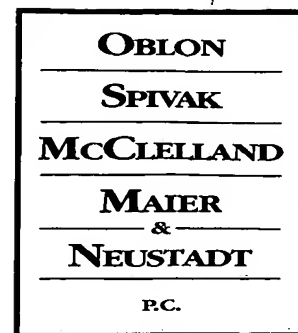




20 AF



Docket No.: 266110US0X PCT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

ATTORNEYS AT LAW

RE: Application Serial No.: 10/525,941
Applicants: Ulrike LICHT, et al.
Filing Date: February 28, 2005
For: HYBRID DISPERSIONS MADE OF POLYADDUCTS
AND RADICAL POLYMERS
Group Art Unit: 1714
Examiner: PATRICK D NILAND

SIR:

Attached hereto for filing are the following papers:

REPLY TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.
Norman F. Oblon

Charles A. Wendel

Registration No. 24,453

Customer Number

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(703) 413-3000 (phone)
(703) 413-2220 (fax)



DOCKET NO: 266110US0X PCT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF : CONFIRMATION NO. 2567
ULRIKE LICHT, ET AL. : EXAMINER: PATRICK D NILAND
SERIAL NO: 10/525,941 :
FILED: FEBRUARY 28, 2005 : GROUP ART UNIT: 1714
FOR: HYBRID DISPERSIONS MADE OF :
POLYADDUCTS AND RADICAL
POLYMERS

REPLY TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicants request reconsideration of the criticisms in the Notification of Non-compliant Appeal Brief mailed October 10, 2006.

It is respectfully submitted that the Brief on Appeal contains all items required by 37 C.F.R. § 41.37(c) including a statement of the status of all claims (see III. STATUS OF THE CLAIMS on page 2 of the brief) and the claims before the Board for consideration namely Claims 9-17 (see IV. (STATUS OF AMENDMENTS) on page 2 of the Brief on Appeal).

There is but one ground of rejection, namely under the first paragraph of 35 U.S.C. § 112 which is stated in the first paragraph in the section reading VI. GROUNDS OF REJECTION TO BE REVIEWED ON APPEAL on page 3 of the Brief on Appeal. There is no art rejection and there is only one argument directed to the rejection under the first paragraph of 35 U.S.C. § 112. There is no need in the present Brief on Appeal to have either separate headings for grounds of rejection or for grounds argued separately. Moreover, the

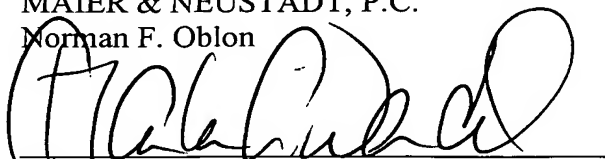
Brief on Appeal cites 35 U.S.C. § 112, first paragraph, in both sections VI. and VII. There is no need to discuss references because there is no longer an art rejection in this case.

The USPTO is requested to telephone the undersigned if anything further is required.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Norman F. Oblon

A handwritten signature in dark ink, appearing to read 'Charles A. Wendel', written over a horizontal line.

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